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**\*E-FILED - 4/25/07\***

Co-Lead Counsel for Plaintiffs

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

In re CONSECO INSURANCE CO.  
 ANNUITY MARKETING & SALES  
 PRACTICES LITIG.

No. C-05-04726-RMW

CLASS ACTION

This Document Relates To:

ALL ACTIONS.

STIPULATION AND ~~PROPOSED~~ ORDER  
 TO EXTEND TIME TO FILE SECOND  
 AMENDED CONSOLIDATED CLASS  
 ACTION COMPLAINT

1 The Parties hereto, through their respective attorneys of record, stipulate and request the  
2 Court to enter an order setting the following schedule concerning the filing of Plaintiffs' Second  
3 Amended Consolidated Class Action Complaint:

4 Plaintiffs' Second Amended Consolidated Class Action Complaint due: April 16, 2007; and

5 Defendant's Motion to Dismiss Plaintiffs' Second Amended Complaint due: May 31, 2007.

6 The parties have conferred and agree that good cause exists for the extension of time.

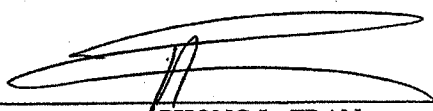
7 DATED: April 10, 2007

BARRACK, RODOS & BACINE

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10 Co-Lead Counsel for Plaintiffs

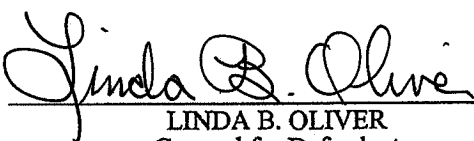
11 DATED: April 10, 2007

LERACH COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP

12   
13 PHONG L. TRAN  
14 Co-Lead Counsel for Plaintiffs

15 DATED: April 10, 2007

REED SMITH LLP

16   
17 LINDA B. OLIVER  
18 Counsel for Defendant

19 \* \* \*

20 **ORDER**

21 The Case Management Conference Order is adjusted in accordance with the above  
22 stipulation. IT IS SO ORDERED.

23 DATED: 4/25/07

24   
25 THE HONORABLE RONALD M. WHYTE  
26 UNITED STATES DISTRICT JUDGE

27 S:\CasesSD\Conseco Annuity\STP 00040808.doc

CERTIFICATE OF SERVICE

I hereby certify that on April 10, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 10, 2007.

s/ PHONG L. TRAN

PHONG L. TRAN

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